

REMARKS

In response to the Restriction Requirement mailed April 24, 2006, applicants elect Group I (Claims 1-33) for prosecution on the merits with traverse. For Category I (Biological Activity), for the purpose of initial examination, applicants provisionally elect species D: Biological activity is partial agonist activity with respect to biological response, or with respect to a protein that mediates a biological response (Claims 8-9). For Category II (Efficacy Values), for the purpose of initial examination, applicants provisionally elect species G: At least one classifier value is the classifier value of a reference agent that possesses the defined biological activity (Claim 12). Election of Group I is made without prejudice to applicant's right to prosecute the non-elected subject matter in a subsequent patent application.

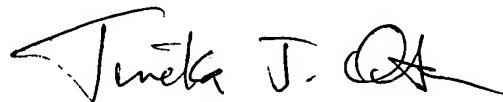
Applicants have canceled the non-elected claims and amended Claim 33. Applicants respectfully traverse the Examiner's requirement to select a single nucleic acid sequence for examination. The MPEP Section 803.04 states that applications claiming only a combination of nucleotide sequences will generally not be subject to a restriction requirement. "The presence of one novel and nonobvious sequence within the combination will render the entire combination allowable. The combination will be searched until one nucleotide sequence is found to be allowable." Applicants have amended Claim 33, which now recites "a population of oligonucleotide probes consisting of the population of oligonucleotide probes set forth in Table 12." Because Claim 33 is directed to a combination of nucleotide sequences, applicants respectfully request removal of the requirement to select a single nucleic acid sequence for examination.

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The Examiner is encouraged to contact applicant's representative at the telephone number below to discuss any issues that may facilitate prosecution of this application.

Respectfully submitted,

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